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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

Application Number	10/820,723
Filing Date	April 9, 2004
First Named Inventor	Denis MARCHAND
Art Unit	3636
Examiner Name	Milton Nelson Jr.
Attorney Docket Number	15656-16US

ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form
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- Substance of Interview
- Combined Declaration for Utility or Design
Patent Application and Power of Attorney |
|---|--|--|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	OGILVY RENAULT		
Signature			
Printed name	Michel Bélanger		
Date	June 1, 2005	Reg. No.	38,015

CERTIFICATE OF TRANSMISSION/MAILING

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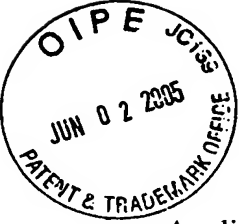
Commissioner for Patents

Serial No.10/820,723

File: 15656-16US – MB/DStM/jp

Montreal, CANADA

June 1, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Denis MARCHAND et al.
Serial No.: 10/820,723
Filed: April 9, 2004
Title: SEATING DEVICE
Group Art Unit: 3636
Examiner: Milton Nelson Jr. (571) 272-6861
Agent of Record: Michel Bélanger (514) 847-6049

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
U.S.A.

SUBSTANCE OF INTERVIEW UNDER §713.04

Sir:

This follows an Office Communication dated May 11, 2005. An amendment in response to an Office Action dated March 21, 2005 is co-currently filed.

In accordance with §713.04 of the MPEP, it is respectfully requested that the following written statement as to the substance of a telephone interview for the above-referenced patent application be made of record.

The Commissioner is hereby authorized to charge our Deposit Account N° 19-5113 for any fee required for filing this document.

1. Applicant initiated a telephone interview that occurred on May 4, 2005 for the above-referenced application.
2. The participants for said telephone interview were Milton Nelson, Jr., Patent Examiner and Michel Bélanger, Agent of Record.
3. No exhibits or demonstrations were shown during the interview.
4. Claim 32 was discussed.
5. The prior art discussed was US patent 5,044,587 to Degen.
6. Applicant proposed amending claim 32 so as to specify that the seat is coupled to the stem in order to eliminate rotation of the seat with respect to the stem. According to the Examiner, such a proposed amendment would still not render claim 32 allowable over Degen since, in the Degen device, there is no rotation between seat (4) and stem (5). Applicant argued that member (5) of Degen is not a stem but rather a seat part (5) as stated on column 3, line 4 and as shown in Fig. 1. Applicant also argued that the stem of the Degen device is the stand (1) as stated in column 2 and shown in Fig. 1. However, such arguments were not considered persuasive by the Examiner and therefore, no agreement was reached.
7. With respect to the "Oath/Declaration" rejection on page 3 of the Office Action dated March 21, 2005, Applicant indicated to the Examiner that a signed combined declaration by both inventors was filed at USPTO on July 13, 2004 in response to the Notice to File Missing Parts dated June 23, 2004. The Examiner indicated that submission of a copy of the signed combined declaration will be sufficient to overcome the rejection.

Respectfully submitted,

Denis Marchand; and
Lyne Noiseux

By:


Michel Bélanger (Reg. B8,015)